

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON EDUCATION

Call to Order: By Chairman Rick Jore, on February 21, 2007 at 3:15 P.M., in Room 137 Capitol.

ROLL CALL

Members Present:

Rep. Rick Jore, Chairman (C)
Rep. Roger Koopman, Vice Chairman (R)
Rep. Holly Raser, Vice Chairman (D)
Rep. Norma Bixby (D)
Rep. Mark Blasdel (R)
Rep. Edward B. Butcher (R)
Rep. Douglas Cordier (D)
Rep. George Everett (R)
Rep. Wanda Grinde (D)
Rep. Robin Hamilton (D)
Rep. Bob Lake (R)
Rep. Jesse O'Hara (R)
Rep. Franke Wilmer (D)

Members Excused: None.

Members Absent:

Rep. John Ward (R)
Rep. Michael Lange (R)

Staff Present:

Donci Bardash, Committee Secretary
Susan Fox, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 716, 2/15/2007; HB 744,
2/19/2007; HB 750, 2/19/2007;
HB 702, 2/14/2007; HB 700,
2/14/2007; HB 769, 2/19/2007;
HB 796, 2/21/2007; HJ 21,
2/21/2007
Executive Action: HB 796, HJ 21, HB 404

HEARING ON HB 744

Opening Statement by Sponsor:

00:02:08 Rep. Diane Rice (R), HD 71, opened the hearing on
HB 744, Revise school district creation laws.

Proponents' Testimony:

00:07:52 Doug Walsh, Ennis School District, Superintendent
[EXHIBIT \(edh39a01\)](#)

00:11:34 Aileen White, Ennis School Board Trustee

00:13:34 Jim McNally, Ennis School District, Vice-chairman

Opponents' Testimony: None.

Informational Testimony:

00:15:23 Aiden Myhre, Ophir School

00:17:46 Joan Anderson, Office of Public Instruction (OPI)

Questions from Committee Members and Responses:

00:18:40 Rep. Koopman

00:19:17 Rep. Rice

Closing by Sponsor:

00:19:55 Rep. Rice

HEARING ON HB 769

Opening Statement by Sponsor:

00:21:03 Rep. Bob Lake (R), HD 88, opened the hearing on
HB 769, Require registration of alternative adolescent
programs and rules for regulation.

Proponents' Testimony:

00:27:23 Gary Spaeth, Montana Association of Alternative Private
Programs (MAAPP)

[EXHIBIT \(edh39a02\)](#)

[EXHIBIT \(edh39a03\)](#)

00:30:32 Paul Clark, self/MAAPP chair

[EXHIBIT \(edh39a04\)](#)

00:37:10 Joyce Volsky, self

00:39:36 Sasha Volsky, self

00:41:43 Bob Larson, Pinehaven Christian Children's Ranch

[EXHIBIT\(edh39a05\)](#)

00:44:23 Mickie Manning, Spring Creek Lodge Academy

[EXHIBIT\(edh39a06\)](#)

[EXHIBIT\(edh39a07\)](#)

00:45:23 Cathy Preston, parent

00:45:42 Paulette Carnes, parent

00:46:16 Taylor Bradley, MAAPP program participant

[EXHIBIT\(edh39a08\)](#)

00:49:49 Shawn Beardsley, MAAPP program participant

[EXHIBIT\(edh39a09\)](#)

00:50:36 Ryan Fields, Twenty Peaks Ranch

00:50:56 John Fitzgerald, Twenty Peaks Ranch participant

[EXHIBIT\(edh39a10\)](#)

00:51:40 Dan Ward, Peak Experience

Opponents' Testimony:

00:52:14 Jim Smith, Smith & McGowan, Inc.

[EXHIBIT\(edh39a11\)](#)

00:58:28 James Manly, attorney

01:02:16 Russ Davis, MAAPP parent

[EXHIBIT\(edh39a12\)](#)

01:06:03 Nynette Gilbertson, Montana Advocacy Program

[EXHIBIT\(edh39a13\)](#)

01:07:37 Mike Casey, parent

Informational Testimony:

01:09:07 Lisa Addington, Department of Labor and Industry

Questions from Committee Members and Responses:

01:09:48 Rep. Cordier

01:10:27 Mr. Smith

01:11:05 Rep. Everett

01:11:35 Mr. Clark

01:12:37 Rep. Everett

01:12:44 Mr. Clark

01:13:06 Rep. Koopman

01:14:52 Mr. Clark

01:15:36 Rep. Butcher

01:16:05 Mr. Clark

01:16:30 Rep. Butcher

01:17:52 Mr. Clark

01:18:36 Rep. Raser

01:19:03 Mr. Spaeth

Closing by Sponsor:

01:20:01 Rep. Lake

HEARING ON HJ 21

Opening Statement by Sponsor:

01:26:57 Rep. Robin Hamilton (D), HD 92, opened the hearing on HJ 21, Encourage science curriculum on sound scientific principles.

Proponents' Testimony: None.

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses: None.

Closing by Sponsor:

01:27:30 Rep. Hamilton

EXECUTIVE ACTION ON HJ 21

01:27:40 **Motion:** Rep. Hamilton moved that **HJ 21 DO PASS.**

01:27:53 **Substitute Motion/ Vote:** Rep. Butcher moved that **HJ 21 BE TABLED.** The motion passed unanimously by voice vote.

HEARING ON HB 796

Opening Statement by Sponsor:

01:28:12 Rep. Roger Koopman (R), HD 70, opened the hearing on HB 796, Revise education laws.

Proponents' Testimony: None.

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses: None.

Closing by Sponsor:

01:28:37 Rep. Koopman

EXECUTIVE ACTION ON HB 796

01:28:44 **Motion:** Rep. Koopman moved that **HB 796 DO PASS.**

01:28:49 **Substitute Motion/ Vote:** Rep. Butcher moved that **HB 796 BE TABLED.** The motion passed unanimously by voice vote.

EXECUTIVE ACTION ON HB 404

01:29:53 **Motion:** Rep Lake moved that **HB 404 DO PASS.**

Discussion:

01:30:01 Rep. Jore
01:33:02 Rep. Lake
01:36:12 Rep. Jore
01:37:20 Rep. Raser
01:39:44 Rep. Butcher
01:41:57 Rep. O'Hara
01:43:00 Rep. Koopman

01:44:11 **Vote:** The motion failed 4-11 by voice vote with Reps. Jore, Koopman, Everett, and Lange voting aye. Reps. Lange and Ward voted by proxy.

01:44:55 **Motion/ Vote:** Rep. Koopman moved that **THE VOTE BE REVERSED AND THE BILL BE TABLED.** The motion carried unanimously by voice vote.

01:44:58 Break
1:32:38 Reconvene

HEARING ON HB 750

Opening Statement by Sponsor:

1:34:06 Rep. Franke Wilmer (D), HD 64, opened the hearing on HB 750, To provide funding for the revitalization of Montana tribal languages.

EXHIBIT(edh39a14)

Proponents' Testimony:

1:42:12 Sen. Carol Juneau, SD 8, Browning

EXHIBIT (edh39a15)

1:44:08 Darryl Kipp, Blackfeet Tribe
1:51:17 Tachini Pete, NKWUSM
1:54:55 Steven Small Salmon, NKWUSM
1:58:08 Aspen Smith, Miss Kalispell Fair
1:59:13 Curtis Smith, NKWUSM
2:04:02 Jenny Fowler, NKWUSM
2:04:18 Rebecca Smith, NKWUSM
2:04:40 Joanne Pico, self
2:05:10 Shaunde Pete, NKWUSM
2:05:26 Chevy Thomas, NKWUSM
2:05:36 Melanie Sandoval, Cutwood translator
2:05:46 Debra Snyder, NKWUSM
2:06:10 Shirley Crow Shoe, Piegan Institute
2:06:50 Linda Gryczan, AAUW
2:07:05 Jordan Plant, NKWUSM
2:07:34 Rep. Wilmer

EXHIBIT (edh39a16)

2:08:46 Bud Williams, OPI
2:11:04 Erik Burke, MEA-MFT
2:12:01 Bob Vogel, Montana School Boards Association
2:12:23 Adrian Main, Gross Ventre Tribe
2:12:52 Ellen Swainey, self
2:14:48 Sarah Singer, self

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

2:17:42 Rep. Butcher
2:19:12 Mr. Pete
2:20:58 Rep. Butcher
2:21:44 Mr. Pete
2:24:09 Mr. Butcher
2:24:36 Mr. Williams
2:26:55 Rep. Butcher
2:27:42 Mr. Williams
2:29:27 Rep. Butcher
2:30:03 Mr. Williams
2:30:31 Rep. Lake
2:34:50 Mr. Williams
2:35:12 Rep. Lake
2:35:34 Mr. Williams
2:35:51 Rep. Koopman

2:36:29 Mr. Pete
2:36:49 Rep. Koopman
2:37:15 Mr. Pete
2:38:26 Rep. Koopman
2:38:52 Mr. Pete
2:39:32 Rep. Koopman
2:40:17 Rep. Wilmer
2:40:52 Rep. Koopman
2:41:09 Rep. Wilmer
2:41:27 Mr. Burke
2:42:12 Rep. Koopman
2:43:17 Mr. Burke
2:44:34 Rep. O'Hara
2:44:45 Rep. Jonathan Windy Boy, HD 32, Box Elder

Closing by Sponsor:

2:46:38 Rep. Wilmer

HEARING ON HB 700

Opening Statement by Sponsor:

2:48:57 Rep. Jonathan Windy Boy (D), HD 32, opened the hearing
on HB 700, Fund college youth leadership.

Proponents' Testimony:

2:51:16 June Hermanson, Montana Youth Leadership Forum
[EXHIBIT \(edh39a17\)](#)
2:58:46 Shyla Patera, independent living specialist
[EXHIBIT \(edh39a18\)](#)
3:00:47 Tom Osbourne, North Central Living Services
3:02:16 Sandra Lynn Macauley, MSU-Northern student
3:04:50 Jessica Wade, representing Scott Flakne

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses: None.

Closing by Sponsor:

3:07:08 Rep. Windy Boy

HEARING ON HB 716

Opening Statement by Sponsor:

3:08:16 Rep. Mike Jopek (D), HD 4, opened the hearing on
HB 716, Local food education and market grant program.

Proponents' Testimony:

3:17:36 Mr. Vogel

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

3:20:16 Rep. Lake
3:21:21 Rep. Jopek

Closing by Sponsor:

3:21:21 Rep. Jopek

HEARING ON HB 702

Opening Statement by Sponsor:

3:26:45 Rep. Rick Jore (C), HD 12, opened the hearing on
HB 702, Reject no child left behind act.

Proponents' Testimony: None.

Opponents' Testimony:

3:31:51 Linda McCulloch, OPI, Superintendent
[EXHIBIT \(edh39a19\)](#)
3:40:10 Mr. Vogel

Informational Testimony: None.

Questions from Committee Members and Responses:

3:43:31 Rep. O'Hara
3:45:00 Ms. McCulloch
3:49:29 Rep. O'Hara
3:51:22 Ms. McCulloch
3:52:57 Rep. Lake
3:54:15 Ms. McCulloch

3:56:24 Rep. Lake
3:56:46 Ms. McCulloch
3:57:35 Rep. Butcher
3:57:59 Ms. McCulloch
3:59:17 Rep. Butcher
4:04:46 Ms. McCulloch
4:05:30 Rep. Koopman
4:07:06 Ms. McCulloch
4:09:16 Rep. Koopman
4:10:04 Ms. McCulloch
4:10:59 Rep. Butcher
4:11:20 Ms. McCulloch

Closing by Sponsor:

4:12:58 Rep. Jore

Additional Exhibits:

This document related to HB 750 and was distributed after the conclusion of these minutes.

EXHIBIT(edh39a20)

ADJOURNMENT

02:45:40 Adjournment: 9:24 P.M.

REP. RICK JORE, Chairman

DONCI BARDASH, Secretary

RJ/db

Additional Exhibits:

EXHIBIT ([edh39aad.pdf](#))